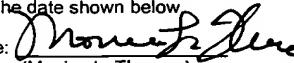


I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ER 509326224US, in an envelope addressed to: MS Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 6, 2004

Signature: 
(Monica L. Thomas)

H28K
Docket No.: HO-P01952US0
(PATENT) 12-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bearcroft, et al.

Application No.: 09/517,981

Art Unit: 3738

Filed: March 3, 2000

Examiner: Pellegrino, Brian

For: SHAPED PARTICLE AND COMPOSITION
FOR BONE DEFICIENCY AND METHOD OF
MAKING THE PARTICLE

RESPONSE TO NOTICE OF NON-COMPLIANT

AMENDMENT MAILED DECEMBER 11, 2003

MS Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

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TECHNOLOGY CENTER R3700

INTRODUCTORY COMMENTS

This submission is in response to the Office Action mailed July 31, 2003 and further in response to the Notice of Non-Compliant Amendment mailed December 11, 2003 noting that a complete listing of all claims was not present. Applicants regret this inadvertent error and address it herein. Pursuant to the Notice, Applicants are only re-submitting the corrected section.

Please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.